

1 Katherine M. Dugdale, Bar No. 168014
2 KDugdale@perkinscoie.com
3 Oliver M. Gold, Bar No. 279033
4 OGold@perkinscoie.com
5 **PERKINS COIE LLP**
6 1888 Century Park East, Suite 1700
7 Los Angeles, CA 90067-1721
8 Telephone: 310.788.9900
9 Facsimile: 310.788.3399

10 Autumn N. Nero (admitted *pro hac vice*)
11 ANero@perkinscoie.com
12 **PERKINS COIE LLP**
13 1 East Main Street, Suite 201
14 Madison, WI 53703
15 Telephone: 608.663.7460
16 Facsimile: 608.663.7499

17 Attorneys for Defendant
18 TREK BICYCLE CORPORATION

19 **UNITED STATES DISTRICT COURT**
20 **CENTRAL DISTRICT OF CALIFORNIA**

21 MAKE HIM SMILE, INC., a
22 California corporation,

23 Plaintiff,

24 v.

25 TREK BICYCLE CORPORATION, a
26 Wisconsin corporation; and DOES 1
27 through 1000, inclusive,

28 Defendants.

Case No.: 2:17-cv-07136-RGK (KS)

**DEFENDANT TREK BICYCLE
CORPORATION'S NOTICE OF
MOTION AND MOTION TO
TRANSFER VENUE TO THE
WESTERN DISTRICT OF
WISCONSIN PURSUANT TO 28
U.S.C. § 1404(a)**

Date: May 29, 2018
Time: 9:00 a.m.
Judge: Hon. R. Gary Klausner
Location: Courtroom 850

**TO THE COURT, ALL INTERESTED PARTIES AND THEIR
ATTORNEYS OF RECORD:**

PLEASE TAKE NOTICE THAT on May 29, 2018, 2018, at 9:00 a.m., or as soon thereafter as the matter may be heard, in Courtroom 850 of the United States District Courthouse, 255 East Temple Street, Los Angeles, California 90012, before the Honorable R. Gary Klausner, Defendant Trek Bicycle Corporation (“Trek”) will, and hereby does, move this Court for an order transferring this action to the Western District of Wisconsin.

This Motion is made pursuant to 28 U.S.C. § 1404(a) on the grounds that venue is proper in the Western District of Wisconsin, a substantial part of the events giving rise to the claims occurred in that district, it is the more convenient forum, given the location of key witnesses and evidence relevant to the action, and the interests of justice favor transfer.

This Motion is based upon this Notice, the accompanying Memorandum of Points and Authorities, the concurrently-filed Declarations of John Riley and Katherine M. Dugdale, any reply memorandum, the filings in this action, and such other matters as may be presented at or before the hearing.

This Motion is made following the conference of counsel pursuant to Local Rule 7-3, which took place on April 5, 2018.

DATED: April 24, 2018

PERKINS COIE LLP

By: /s/ Katherine M. Dugdale

Katherine M. Dugdale
Autumn N. Nero
Oliver M. Gold

Attorneys for Defendant
Trek Bicycle Corporation